

BILL NO. G-71-09-15

GENERAL ORDINANCE NO. G-131-71

AN ORDINANCE amending Section 7(2) and Section 23 of Chapter 28A (SUBDIVISIONS) of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Section 7(2) of Chapter 28A of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended, is hereby amended to read as follows:

"7.(2) The application shall contain a statement specifying the intention of the owner respecting the proposed land use of the development, deed, restrictions, drainage, sewage disposal, water facilities and the intended date of the development, and shall be accompanied by a receipt from the City Controller showing that a filing fee in the amount of fifty dollars (\$50.00) has been paid."

SECTION 2. That Section 23 of Chapter 28A of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended, is hereby amended by adding thereto the following subsection (6):

"(6) Street lighting shall be provided in all residential, apartment, commercial and industrial subdivisions by the developer. The design, material and installation shall meet the minimum requirements and specifications adopted by the Board of Public Works and on file therein."

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

APPROVED AS TO FORM
AND LEGALITY

CITY ATTORNEY

Herbert G. Lipton
Councilman

Read the first time in full and on motion by Tipton seconded by Robinson and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____ 19 ____, at _____ o'clock P.M., E.S.T., _____

Date: 9-14-71

Frank G. Bonaheon
City Clerk

Read the third time in full and on motion by Tipton seconded by Geake and duly adopted, placed on its passage.
Passed (~~LOST~~) by the following vote:

AYES 8, NAYS 0, ABSTAINED _____, ABSENT _____ to-wit:

Adams	_____	_____	_____	_____
Dunifon	<u>✓</u>	_____	_____	_____
Fay	<u>✓</u>	_____	_____	_____
Geake	<u>✓</u>	_____	_____	_____
Nuckols	<u>✓</u>	_____	_____	_____
Robinson	<u>✓</u>	_____	_____	_____
Rousseau	<u>✓</u>	_____	_____	_____
Steigerwald	<u>✓</u>	_____	_____	_____
Tipton	<u>✓</u>	_____	_____	_____

Date: 12-14-71

Frank G. Bonaheon
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map)(General)(Annexation)(Special)(Appropriation) Ordinance (Resolution) No. 3-131-71

on the 14th day of December, 19 71.

ATTEST: (SEAL)

Frank G. Bonaheon
City Clerk

Will M. Brown
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of December, 19 71 at the hour of 8:30 o'clock A.M.,E.S.T.

Frank G. Bonaheon
City Clerk

Approved and signed by me this 17th day of December, 19 71.
at the hour of 2:35 o'clock P.M.,E.S.T.

Harold S. Zeis
Mayor

RESOLUTION OF SUBDIVISION ORDINANCE TEXT AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on September 14, 1971, referred a proposed subdivision ordinance text amendment to the City Plan Commission which proposed ordinance was designated as Bill No. G-71-09-15; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on November 15, 1971; and,

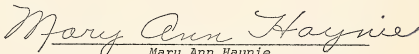
WHEREAS, this Plan Commission finds that said text amendment is in the best interest of the public and is designed to promote the public safety and general welfare of the citizens of Fort Wayne and is in keeping with the purposes of the General Plan of the City of Fort Wayne;

NOW THEREFORE, BE IT RESOLVED that said ordinance be returned to the Common Council with the recommendation that it DO PASS for the reasons that a need has been shown for an amendment providing for installation of street lights in all subdivision by the developer and for an increase in the filing fees to \$50.00 for processing subdivisions; the amendment will be compatible with the General Plan and the amendment will further promote the health, safety, and welfare of the citizens of Fort Wayne;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held November 22, 1971.

Certified and signed this
30th day of November 1971.



Mary Ann Haynie
Secretary

Bill No. G-71-09-15

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending Section 7(2) and Section 23 of Chapter 28A (SUBDIVISIONS) of the
Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance do PASS.

HERBERT G. TIPTON, Chairman

JACK K. DUNIFON, Vice-Chairman

THOMAS G. ADAMS

WILLIAM K. GEAKE

DONALD J. SCHMIDT

~~KORRYN L. ROBINSON~~

Herbert G. Tipton
Jack K. Dunifon
Thomas G. Adams
Wm. K. Geake
D. Schmidt

CONCURRED IN

DATE 12-14-71 FUAD G. BONAHOOM, CITY CLERK

Common Council-City of Ft. Wayne
(Governmental Unit)

To..... JOURNAL-GAZETTE..... Dr.

Allen..... County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

86 lines..... columns wide equals..... equivalent lines at \$288.4
cents per line \$24.77

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$24.77

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5 $\frac{1}{2}$ point

Number of insertions 2

Size of quad upon which type is cast 5 $\frac{1}{2}$

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date January 5, 1972

Title..... CLERK

Legal Notices

Notice is hereby given that on the 14th day of December, 1971, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following General Ordinance, to-wit:

Bill No. G-71-09-15

GENERAL ORDINANCE NO. G-131-71 AN ORDINANCE amending Section 7(2) and Section 26 of Chapter 28A (SUBDIVISIONS) of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Section 7(2) of Chapter 28A of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended, is hereby amended to read as follows:

7(2) The application shall contain a statement specifying the intention of the owner respecting the proposed land use of the development, deed restrictions, drainage, sewage disposal, water facilities and the intended date of the development, and shall be accompanied by a receipt from the City Controller showing that a filing fee in the amount of fifty dollars (\$50.00) has been paid."

SECTION 2. That Section 26 of Chapter 28A of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended, is hereby amended by adding thereto the following subsection (6):

(6) Street lighting shall be provided in all residential, apartment, commercial and industrial subdivisions by the developer. The design, material and installation shall conform to the minimum requirements and specifications adopted by the Board of Public Works and on file therein.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

HERBERT G. TIPTON, Councilman.
Read the third time to full and on motion by Tipton seconded by Geake and duly adopted, placed on its passage. Passed by the following vote:

Ayes: eight.
Dunham, Fay, Geake, Nuckels, Reuthegu, Schmidt, Steigerwald, Tipton.
Nays: none.

Date: 12-14-71
RUAD G. BONAHOOM, City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-131-71 on the 14th day of December, 1971.

ATTEST:
RUAD G. BONAHOOM, City Clerk
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 18th day of December, 1971 at the hour of 8:30 o'clock A.M., E.S.T.

Approved and signed by me this 17th day of December, 1971, at the hour of 2:35 o'clock P.M., E.S.T.
HAROLD S. ZEIS, Mayor.
I, Ruad G. Bonaohoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that complete copy of General Ordinance No. G-131-71 passed by the Common Council on the 14th day of December, 1971 and that said Ordinance was duly signed, and approved by the Mayor on the 17th day of December, 1971 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 17th day of December, 1971.
RUAD G. BONAHOOM, City Clerk
12-17-13

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } as:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 5, the dates of publication being as follows:

December 27, 1971

January 3, 1972

Subscribed and sworn to before me this 5th day of January 1972
Edith Stapleton
Notary Public

My commission expires March 4, 1974

Common Council-City of Ft. Wayne
(Governmental Unit)

To.....NEWS-SENTINEL.....Dr.

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)	_____
— number of equivalent lines	_____
Head number of lines	_____
Body number of lines	85
Tail number of lines	1
Total number of lines in notice	86

COMPUTATION OF CHARGES

86 lines.....columns wide equals.....equivalent lines at.....288¢	\$24.77
cents per line	
additional charge for notices containing rule or tabular work (50 per cent of above amount)	_____
Charge for extra proofs of publication (50 cents for each proof in excess of two)	_____
TOTAL AMOUNT OF CLAIM	\$24.77

DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type.....5 $\frac{1}{2}$point
Number of insertions.....2.....	Size of quad upon which type is cast.....5 $\frac{1}{2}$

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

A. M. Hostman

Date January 5, 1972

Title Clerk

Notice is hereby given that on the 14th day of December, 1971, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following General Ordinances, to-wit:

Bill No. G-7-99-15
GENERAL ORDINANCE NO. G-131-71
AN ORDINANCE amending Section 7(2) and Section 23 of Chapter 28A of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended, is hereby amended.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Section 7(2) of Chapter 28A of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended, is hereby amended to read as follows:

"7(2) The application shall contain a statement specifying the intention of the owner respecting the proposed land use of the development; deed restrictions; drainage; sewage disposal; water facilities and the intended date of the development, and shall be accompanied by a receipt from the City Controller showing that a filing fee in the amount of fifty dollars (\$50.00), has been paid.

SECTION 2. That Section 23 of Chapter 28A of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended, is hereby amended by adding thereto the following subsection (c):

"(c) Street lighting shall be provided in all residential, apartment, commercial and industrial subdivisions by the developer. The design, material and installation shall meet the minimum requirements and specifications adopted by the Board of Public Works and on file therein.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

HERBERT G. TIPTON, Councilman.
Read the third time in full and on motion by Tipton seconded by Geake and duly adopted, placed on its passage. Passed by the following vote:

Ayes, eight.
Dunifon, Fay, Geake, Nuckols, Rousseau, Schmidt, Steigerwald, Tipton.
Nays, none.

Date: 12-14-71
FUAD G. BONAHOOM, City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-131-71 on the 14th day of December, 1971.

ATTEST:
FUAD G. BONAHOOM, City Clerk
PHIL A. STEIGERWALD, Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of December, 1971 at the hour of 8:28 p'clock A.M., E.S.T.

FUAD G. BONAHOOM, City Clerk
Approved and signed by me this 17th day of December, 1971, at the hour of 2:35 o'clock P.M., E.S.T.

HAROLD S. ZEIS, Mayor
I, Fuad G. Bonaohoom, Clerk of the City of the above and foregoing is a full, true, and complete copy of General Ordinance No. G-131-71 passed by the Common Council on the 14th day of December 1971, and that said Ordinance was duly signed, and approved by the Mayor on the 17th day of December, 1971 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 17th day of December, 1971.

FUAD G. BONAHOOM, City Clerk

12-27-13

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned A. M. Hostman who, being duly sworn, says that She is Clerk of the NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time(s), the dates of publication being as follows:

December 27, 1971

January 3, 1972

Subscribed and sworn to before me this 5th day of January 19 72

Edith Stebbins
Notary Public

My commission expires March 8, 1974